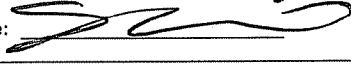


CERTIFICATE OF EFS FILING UNDER 37 CFR §1.8

I hereby certify that this correspondence is being electronically transmitted to the United States Patent and Trademark Office, Commissioner for Patents, via the EFS pursuant to 37 CFR §1.8 on the below date:

Date: 9 January 2009 Name: Sondra R. Gillespie Signature: 

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Joseph F. Obermiller

Appln. No.: 10/721,582

Filed: November 25, 2003

For: IMPLANTABLE VASCULAR DEVICE

Attorney Docket No.: 8627/1881 (PA-5213-CIP-CON)

Examiner: Javier G. Blanco

Art Unit: 3774

Conf. No.: 5774

PETITION AND FEE FOR EXTENSION OF TIME (37 CFR § 1.136(a))

MAIL STOP AMENDMENT  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This is a petition for an extension of the time to respond to Notice of Non-Responsive Amendment dated October 10, 2008 for a period of 2 month(s).

Applicant is: ☐ small entity (per 37 CFR 1.27) ☒ other than small entity


|                                     | <u>Extension Months</u> | <u>Other Than Small Entity</u> | <u>Small Entity</u> |
|-------------------------------------|-------------------------|--------------------------------|---------------------|
| <input type="checkbox"/>            | One Month               | \$130.00                       | \$65.00             |
| <input checked="" type="checkbox"/> | Two Months              | \$490.00                       | \$245.00            |
| <input type="checkbox"/>            | Three Months            | \$1,110.00                     | \$555.00            |
| <input type="checkbox"/>            | Four Months             | \$1,730.00                     | \$865.00            |
| <input type="checkbox"/>            | Five Months             | \$2,350.00                     | \$1,175.00          |

**Payment Method:**

- ☐ Payment by credit card in the amount of \$\_\_\_\_\_ to cover the fees listed above. Form PTO-2038 is enclosed for this purpose.
- ☒ The Commissioner is hereby authorized to charge \$490.00 to cover the fees listed above to Deposit Account No. 23-1925.
- ☒ The Commissioner is hereby authorized to charge any deficiencies in fees or credit overpayment to Deposit Account No. 23-1925.

Respectfully submitted,

Dated: 9 JAN 2009

  
\_\_\_\_\_  
M. Daniel Spillman, Reg. No. 61,824  
Attorney for Applicant(s)

BRINKS HOFER GILSON & LIONE  
**CUSTOMER NO 48004**  
317-636-0886